

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

STANLEY F. FROMPOVICZ,
Plaintiff,

CIVIL ACTION

v.

**NIAGARA BOTTLING, LLC, ICE RIVER
SPRINGS WATER CO, INC., AND JAMES
J. LAND, JR.,**

NO. 18-54

Defendants.

AND NOW, this 9th day of October, 2019, **UPON CONSIDERATION OF** Plaintiff's Motion for Class Certification and supporting memoranda (ECF 77 and 108) and Defendants' responses thereto (ECF 94, 98 and 124), Plaintiff's motion is **DENIED**.

IT IS FURTHER ORDERED THAT, UPON CONSIDERATION OF Defendants' Motion to Exclude the Opinions of Jeffrey A. Stec and supporting memoranda (ECF 96 and 109) and Defendants' response thereto (ECF 119), Defendants' motion is **DENIED** as **MOOT**.

BY THE COURT:

/s/Wendy Beetlestone, J.

WENDY BEETLESTONE, J.